

In re Application of:
Ostler et al.
Application No.: 09/801,351
Filed: March 7, 2001
Page 2

PATENT
Attorney Docket No.: MBM1410

REMARKS

Upon entry of this Amendment, claims 1 to 56, 103 and 104 remain pending. Applicants have submitted additional art for review by the Examiner as listed in the attached Information Disclosure Statement.

In view of the submitted Information Disclosure Statement, Applicants respectfully submit that claims 1 to 56, 103 and 104 are allowable and that a Notice of Allowance should be issued in this case.

The Examiner is invited to contact Applicants' undersigned representative if there are any questions relating to this application. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896.

Respectfully submitted,

Date: February 17, 2005

By: *Richard J. Haile* *Res. No. 38,347*
for Lisa A. Haile, J.D., Ph.D.
Reg. No. 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

USPTO Customer Number 28213
DLA PIPER RUDNICK GRAY CARY US LLP
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133